

**LUKAS, NACE, GUTIERREZ & SACHS**

**CHARTERED**

1111 NINETEENTH STREET, N.W.  
SUITE 1200  
WASHINGTON, DC 20036  
(202) 857-3500

**WRITER'S DIRECT DIAL  
(202) 828-9475**

July 27, 2004

**VIA ELECTRONIC FILING**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Room TW-B204  
Washington, DC 20554

**Re: Notice of *Ex Parte* Communication,  
CC Docket No. 96-45**

Dear Madam Secretary:

In accordance with Section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, we hereby provide you with notice of an oral *ex parte* presentation in connection with the above-captioned proceeding.

On Wednesday, July 21, 2004, undersigned counsel, on behalf of Guam Cellular and Paging, Inc. d/b/a Saipancell ("Saipancell"), met with Scott Bergmann of Commissioner Adelstein's office regarding Saipancell's then-pending application for designation as an eligible telecommunications carrier ("ETC") for the Commonwealth of the Northern Mariana Islands ("CNMI").<sup>1</sup>

During the meeting, undersigned counsel expressed the positions previously advanced on Saipancell's behalf in comments and *ex parte* presentations. No materials were distributed at the meeting.

If you have any questions or require any additional information, please contact undersigned counsel directly.

---

<sup>1</sup> Guam Cellular and Paging, Inc. d/b/a Saipancell, Petition for Designation as an Eligible Telecommunications Carrier on the Islands of Saipan, Tinian, and Rota in the Commonwealth of Northern Mariana Islands, CC Docket No. 96-45 (filed Feb. 19, 2002).

Marlene H. Dortch  
July 27, 2004  
Page 2

Sincerely,

/s/

David A. LaFuria  
Counsel for Guam Cellular and Paging, Inc.  
d/b/a Saipancell

cc: Scott Bergmann, Esq.